

FOIL Request : Contract between City of New York and KPMG re: BQX Financial Feasibility Study

Sent: 📧 April 7, 2018 4:38 PM

From: Progress New York contact@progressnewyork.news

To: foil@comptroller.nyc.gov foil@comptroller.nyc.gov

Records Access Officer
New York City Comptroller's Office
One Centre Street, Room 602
Municipal Building
New York, NY 10007

Ladies and Gentlemen :

This is a request (« Request ») pursuant to the Freedom of Information Law (« FOIL »), Public Officers Law, Article 6, §§ 84-90. I submit this Request as a reporter of Progress New York, a news Web site.

A. Requested Records

This Request seeks all documents, records, and information about the following three (3) categories of records :

- (1). Regarding the Brooklyn-Queens Connector, also known as the BQX, the fully-executed contract (including all amendments, riders, annexes, schedules, and exhibits) between the City of New York and KPMG, the accounting and business consulting firm, regarding the preparation of a financial feasibility study about the cost of the construction and/or maintenance of the BQX. The City of New York has been identified in the press as a client of KPMG in respect of the preparation of such a financial feasibility study for the BQX. See, e.g., Jillian Jorgensen, *De Blasio blasts Daily News report on his Brooklyn-Queens streetcar proposal's unclear future*, The New York Daily News (7 April 2018), <http://www.nydailynews.com/new-york/mayor-blasts-daily-news-report-streetcar-plan-blurry-outlook-article-1.3918882> (Noting that "KPMG was hired by the city to figure out the financing" of the BQX project.) ;
- (2). Regarding the BQX, all documents, records, or information regarding the contract budget and all payments made by the City of New York to KPMG under the contract between the City of New York and KPMG regarding the BQX project, including, but not limited to, all summary or managerial reports showing the contract budget and all payments made thereunder ; and
- (3). Regarding the BQX, all financial feasibility studies, including drafts, submitted by KPMG to the City of New York, evidencing progress made by KPMG on the drafting, writing, and delivery of the financial feasibility study.

B. Waiver of Processing Fees Requested

I request a waiver of processing fees, because this information will be publicly disseminated by Progress New York, a news Web site, for free, so that the public may access this information. As such, Progress New York should qualify for a waiver of processing fees as a news Web site.

If Progress New York cannot qualify for a waiver of processing fees, then I request that the documents, records, and information be produced in .PDF format or in any other, typically-used electronic or digital format on an external Hard Drive or a thumb drive, and that the only fee that the City of New York should charge Progress New York should be the cost of the external Hard Drive or a thumb drive.

Please confirm receipt of this Request before the end of business on Monday, 9 April 2018. Thank you for your prompt attention to this matter.

Please furnish all responsive records in .PDF or electronic/digital format to :

Louis Flores
Progress New York
75-22 37th Ave., No. 420
Jackson Heights, NY 11372

I affirm that the information provided, supporting the request for a waiver of processing fees, is true and correct to the best of my knowledge and belief.

Respectfully submitted,

-- Louis

Louis Flores
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